

LEGISLATURE OF THE STATE OF IDAHO
Sixty-third Legislature First Regular Session - 2015

IN THE SENATE

SENATE BILL NO. 1048

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO HORSE RACING; AMENDING SECTION 54-2512A, IDAHO CODE, TO RE-
VISE PROVISIONS RELATING TO WAGERING ON AN HISTORICAL HORSE RACE; AND
DECLARING AN EMERGENCY.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 54-2512A, Idaho Code, be, and the same is hereby
amended to read as follows:

54-2512A. PARI-MUTUEL BETTING ON HISTORICAL HORSE RACES -- DISTRIBUTIONS OF DEPOSITS -- HISTORICAL HORSE RACE PURSE MONEYS FUND. (1) Wagering on an historical horse race is declared to be lawful and within the scope of a license that authorizes a live race meet licensee to conduct and supervise the use of the pari-mutuel wagering on simulcast and/or televised races. Wagering on an historical horse race shall be conducted in accordance with the pari-mutuel system pursuant to the provisions of this chapter and in accordance with all rules promulgated by the commission. Wagering on an historical horse race ~~may~~ shall only be conducted ~~at any~~ upon the premises of the licensed facility where the live race meet is conducted or a facility authorized under section 54-2514A, Idaho Code, which facilities were authorized to conduct and supervise wagering on simulcast and/or televised races on or before December 31, 2014.

(2) Each licensee conducting the pari-mutuel system for historical horse races shall distribute and pay all sums deposited in any historical horse race pool as follows:

(a) No less than eighty-nine percent (89%) of gross daily receipts in various wagering pools established to fund reserves and payoffs for distribution and payment to winning wagers;

(b) One and one-half percent (1.50%) of gross daily receipts to the Idaho state racing commission for distribution and deposit as follows in the following designated accounts:

(i) One-half of one percent (0.50%) of gross daily receipts to the racing commission account within the state regulatory fund;

(ii) One-fifth of one percent (0.20%) of gross daily receipts to the track distribution account within the pari-mutuel distribution fund;

(iii) One-fifth of one percent (0.20%) of gross daily receipts to the breed distribution account within the pari-mutuel distribution fund;

(iv) One-half of one percent (0.50%) of gross daily receipts to the public school income fund; and

(v) One-tenth of one percent (0.10%) of gross daily receipts to the Idaho horse council youth programs account which is hereby created within the pari-mutuel distribution fund; and

1 (c) The balance of gross daily receipts to the licensee. All moneys
2 in these accounts are hereby continuously appropriated to the commis-
3 sion for further distribution and time of payment as provided in section
4 54-2513, Idaho Code.

5 (3) Each licensee conducting the pari-mutuel system for historical
6 horse races shall enter into an agreement with a horsemen's group, as the
7 term "horsemen's group" is defined in section 54-2502, Idaho Code, that
8 shall address, but not be limited to, establishing the percentage of the
9 historical horse race handle that is dedicated to the live horse race purse
10 structure. In addition, the agreement shall provide that all historical
11 race purse moneys that are accrued as required by horsemen's agreements
12 shall be held in the historical horse race moneys fund created pursuant to
13 the provisions of this section.

14 (4) The historical horse race purse moneys fund is hereby created in
15 the state treasury. Moneys in the fund shall consist of all historical horse
16 race moneys that are accrued as required by horsemen's agreements. Moneys
17 in the fund are hereby perpetually appropriated to the Idaho state racing
18 commission for distribution pursuant to the provisions of horsemen's agree-
19 ments and rules of the commission. The commission is authorized to promul-
20 gate rules providing for the receipt, deposit, withdrawal and distribution
21 of such moneys. The state treasurer shall invest idle moneys in the fund
22 and any interest received on those investments shall be returned to the fund
23 which is created pursuant to the provisions of this section.

24 (5) The commission may promulgate rules pursuant to chapter 52, title
25 67, Idaho Code, to implement the provisions of this section.

26 SECTION 2. An emergency existing therefor, which emergency is hereby
27 declared to exist, this act shall be in full force and effect on and after its
28 passage and approval.